

PTO/SB/50 (09-04)

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U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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Request for Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1460

Application Number	09/981,145
Filing Date	October 16, 2001
First Named Inventor	David B. DaCosta
Art Unit	2856
Examiner Name	Wilson, K.M.
Attorney Docket Number	CU-2684

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☒ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 12-0400 I have enclosed a duplicate copy of this sheet.
- a. ☒ RCE fee required under 37 CFR 1.17(e) in the amount of \$770.00.
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Signature	<i>Vangelis Economou</i>	Date	September 22, 2004
Name (Print/Type)	Vangelis Economou	Registration No.	32,341

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1460 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	<i>Vangelis Economou</i>	Date	September 22, 2004
Name (Print/Type)	Vangelis Economou		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1460.

If you need assistance in completing the form, call 1-800-PTO-9189 and select option 2.

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SEP 22 2004

Docket No. CU-2684

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: David H. DaCosta et al.]	Group Art Unit : 2856
Serial No: 09/981,145]	Examiner: Wilson, K.M.
Filed: October 16, 2001]	Date of Mailing of Issue
For: FUEL GAUGE FOR HYDROGEN STORAGE MEDIA]	Fee Due: March 24, 2004
]	Confirmation No. 6199

Certification under 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office at the following facsimile number: (703) 872-9306, to the attention of Examiner Wilson, and addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 22, 2004.


Vangelis Economou, Reg. No. 32,341

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION FOR WITHDRAWAL FROM ISSUE—ISSUE FEE PAID—
TO PERMIT CONSIDERATION OF AN INFORMATION DISCLOSURE
STATEMENT UNDER § 1.97 SUBMITTED WITH A REQUEST FOR
CONTINUED EXAMINATION (37 C.F.R. § 1.313 (c)(2))**

Sir:

PETITION

1. Applicants hereby petition for the withdrawal of this application from issue.

PATENT ISSUE FEE

2. The issue fee for this case was paid on March 23, 2004. The application is scheduled to issue in the near future.

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REASON(S) FOR WITHDRAWAL REQUEST

3. The reason for withdrawal from issue of this application is for consideration of an Information Disclosure Statement submitted concurrently with the accompanying request for continued examination application under 37 C.F.R. § 1.313(c)(2).

FILING OF REQUEST FOR CONTINUED EXAMINATION AND IDS

4. Submitted concurrently herewith is a Request for Continued Examination being filed on the same date as this petition, and the Information Disclosure Statement.

PETITION FEES (37 C.F.R. § 1.17(h))

5. The petition fee set forth in § 1.17(h), required by 37 C.F.R. § 1.313(a), is paid as follows:



Authorization is hereby made to charge the amount of \$130.00



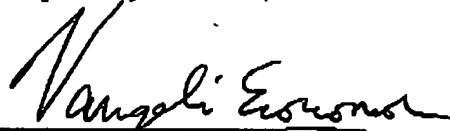
to Deposit Account No. 12-0400



charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

September 22, 2004

Respectfully submitted,



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Chicago, Illinois 60604
Telephone: (312) 427-1300

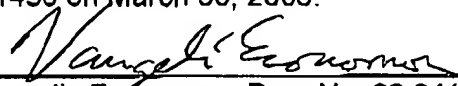
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David H. DaCosta et al.
Appl. No.: 09/981,145
Filed: October 16, 2001
Title: Fuel Gauge for Hydrogen Storage Media
Grp./A.U.: 2856
Examiner: Wilson, Katina M.
Docket No. 40199-10010

**COPY FOR YOUR
INFORMATION**

Certification under 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office at the following facsimile number: (571) 273-0025, to the attention of Examiner K. Creasy, and addressed to the Commissioner for Patents, Mail Stop Petitions, P.O. Box 1450, Alexandria, VA 22313-1450 on March 30, 2005.


Vangelis Economou, Reg. No. 32,341

AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT

Commissioner for Patents
Mail Stop Petitions
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

As a result of an error on the part of the US Patent and Trademark Office, the fee for filing the Request for Continued Examination (RCE) and the Petition fee were not properly charged to the Deposit Account then in effect listed on the form PTO/SB/30 and the Petition to Withdraw from Issue, respectively. A copy of the RCE filed on September 22, 2004 is attached. Since the undersigned attorney was at the time the petition was filed and granted (September 22, 2004) a signatory authorized to charge on that deposit account, but is no longer such a signatory, there remains a requirement for payment of the fees for the RCE and the Petition.

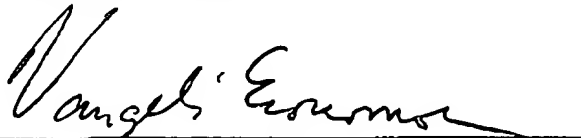
Pursuant to authorization received on the Deposit Account for the law firm where I am presently employed, now also the attorney of record for this application pursuant to the Revocation of Power of Attorney and New Power of Attorney submitted on

In re Appln. of David H. DaCosta et al.
Appl. No.: 09/981,145
Atty. Docket No. 40199-10010

December 21, 2004, the USPTO is authorized to charge the fees for the RCE and the Petition in the amounts of \$770.00 and \$130.00, respectively, totaling in the amount of \$900.00, to Deposit Account No. 50-0503.

Should it be necessary, the Examiner is invited to telephone the undersigned attorney of record at the phone number listed below to further discuss the fee payment.

Respectfully submitted,

By 
Vangelis Economou
Reg. No. 32,341
Attorney for Applicant

March 30, 2005
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